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May 23, 1996

Secretary
Federal Communications Commission
1919 "M" Street, N.W.
Washington, DC 20554

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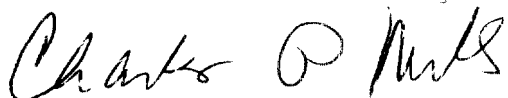
Re: Notice of Proposed Rulemaking, (RM-8760) in Amending Section 73.202(b) in the
Table of Allotments, FM Broadcast Stations (Manitowoc and Two Rivers, Wisconsin)

Dear Secretary:

Enclosed are our comments and counter-proposal, an original and four copies, timely
filed, in this matter. If there are any questions, please contact the undersigned at (414)
693-3103.

Sincerely,

TRI-COUNTY RADIO, INCORPORATED



Charles Mills, President
WKTT-FM Radio Station
One Washington Square
Cleveland, WI 53015

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MAY 31 1996

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

FCC MAIL ROOM

In the matter of:

Amendment of Section 73.203(b)
Table of Assignments,
FM Broadcast Stations
(Manitowoc and Two Rivers, Wisconsin)
(RM-8760)

To:

John A. Karousos
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

**COUNTER-PROPOSAL AND COMMENTS IN AMENDING THE FM TABLE OF
ASSIGNMENTS TO INCLUDE A FIRST FM SERVICE TO TWO RIVERS, WISCONSIN**

Comes now, Tri-County Radio, Incorporated, by its' President Charles Mills, licensee of WKTT-FM (hereinafter "WKTT"), Cleveland, Wisconsin with comments and a counter-proposal for the request of Lyle R. Evans d/b/a High Mark Radio Company (hereinafter "Evans") to allocate Two Rivers, Wisconsin its first FM assignment.

Evans proposes to allocate Channel 255A into Two Rivers, Wisconsin, provided a site-restriction to Station WQLH-FM, Green Bay, Wisconsin is maintained.

**AS THE LICENSEE OF AN EXISTING FM STATION ON A NEARBY CHANNEL, WE
ARE CONCERNED ABOUT THE EFFECT OF INTERMODULATION INTERFERENCE
TO AVIATION RADIOS AND DIRECTIONAL FINDING EQUIPMENT ON LOCAL
AIRCRAFT**

Evans does not provide any study to the effect of combining the FM frequencies of 92.1, 98.1, 102.3 and his new 98.9 MegaHertz frequency upon the "front end" of aviation receivers which must pass under his proposed tower site area, while under final approach to the Manitowoc County Airport. Evans tower site area, is just outside of the three mile limit area protecting the Manitowoc County Airport, yet, in a near direct line of sight to one of the major approaches to the airport. The area is a very narrow portion of Manitowoc County, bordered on the east by Lake Michigan, to the north by the Manitowoc County Airport and approaching a short-space condition to Radio Station WQLH-FM in Green Bay, and to the west by WVCX-FM a co-channel assignment in Tomah, Wisconsin.

Whereas, WKTT has researched the proposal to add a new channel with a site restriction of 7.5 miles (12.1 kilometers) southwest of Two Rivers, Wisconsin, and does not believe that even if the assignment is made that a suitable tower site would exist which would allow for a "city grade" coverage of Two Rivers, due to the close proximity to the Manitowoc County Airport, and by reluctant owners of property within the small tower site area.

**EVANS ASSERTS THERE ARE NUMEROUS TOWER SITES AVAILABLE, BUT
THAT MAY NOT BE FACTUAL, WITH EXHIBITS PROVIDED BY
REPRESENTATIVES OF GOVERNMENT.**

Enclosed as Exhibits, are letters from the Dean of the University of Wisconsin - Manitowoc, Wisconsin Campus, Roland Baldwin who states "...there is no plan to ever allow any tower for commercial radio broadcasting on our property, which is County owned." (See EXHIBIT "A") As a final exhibit, the Administrator of Manitowoc County, Bambridge E. Peterson states, "...Manitowoc County would frown on a tower development in our serene, park setting of our University Campus." Mr. Peterson continues and states, "We also own the Manitowoc County Airport, and believe a tower located there would conflict with our airport operations, a little more than three miles away. (See EXHIBIT "B")

**A COUNTER-PROPOSAL IS WARRANTED, BUT A NEW FREQUENCY
ALLOCATED INTO THE AREA IS NOT NECESSARY, AND AN EXISTING STATION
DESERVES TO RECEIVE TWO RIVERS' "FIRST" FM ALLOCATION**

That, Radio Station WQTC-FM, owned by Seehafer Broadcasting Corporation has been operating with a Two Rivers, Wisconsin "city of license" identification since coming on the air in 1967, and that Seehafer Broadcasting Corporation has done a commendable job in serving the Two Rivers community, as the voice of Two Rivers Washington High School sports. It has certainly earned its' reputation as the "FM Sports Voice of Two Rivers over the course of many years"

That, Radio Station WQTC-FM already is operating from a tower site which is less than one mile from the City Limits of Two Rivers, Wisconsin and uses the Two Rivers name in it's primary station identification, and has been closely associated with Two Rivers since coming on the air in 1967, and has earned the right to be the station to be granted the Two Rivers assignment. WQTC-FM provides a 100% "city grade" signal over Two Rivers, Wisconsin presently with a mere 3,000 watts.

Therefore, WKTT counter-proposes to make the following assignments to Manitowoc and Two Rivers, Wisconsin:

	Channel No.	
<u>City:</u>	<u>Present</u>	<u>Proposed</u>
Manitowoc, Wisconsin	221A	221A
Two Rivers, Wisconsin	272A ²	272A

Such an assignment would provide Two Rivers, Wisconsin with its first (but, already existing) FM service to that city. Since there is no assurance that in the event of a grant of a Construction Permit for Channel 255A that in fact, any suitable tower location is available, and there has been no study about the intermodulation effect to aviation radios which must pass directly over any proposed tower site during final approach to the Manitowoc County Airport, the addition of Channel 255A should be deleted as not needed and unnecessary.

Respectfully submitted,

TRI COUNTY RADIO, INCORPORATED

(seal)

Charles R. Mills

Charles Mills, President
One Washington Square
Cleveland, WI 53015
(414) 693-3103
May 24, 1996

Subscribed and Sworn Before Me
this 24 day of May, 1996.

Kimberly A. Ruthe
"OFFICIAL SEAL"
KIMBERLY A. RUTHE
Notary Public, State of Illinois
My Commission Expires 10-1-97

Notary Public. Comm Exp 10/1/97

Charles R. Mills

² In its' "Notice of Proposed Rulemaking" adopted on April 3, 1996, the Commission made an editorial correction on Channel 272A to state the original assignment was made to Manitowoc, Wisconsin nearly thirty years ago, and was allowed to be licensed to Two Rivers, Wisconsin under the old 10-mile rule. Since the change is editorial in nature, the Commission may also specify the assignment of Channel 272A as its' Two Rivers "city of license" as well, which is a practical solution to the proposed rulemaking.

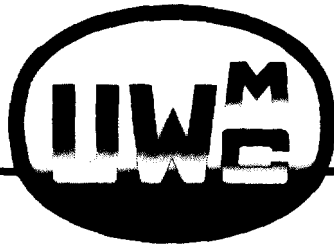


EXHIBIT A.

UNIVERSITY OF WISCONSIN CENTER-MANITOWOC COUNTY

705 VIEBAHN STREET
MANITOWOC, WISCONSIN 54220-6699

TELEPHONE: 414 683-4700

May 13, 1996

To Whom It May Concern:

I am the Campus Dean of the University of Wisconsin - Manitowoc County Campus.

Our campus is located on a 33-acre parcel within the City Limits of Manitowoc, Wisconsin, and also is situated within an area considered to be an "assumed site" for High Mark Radio Company's study to add a new FM radio station at Two Rivers, Wisconsin.

I have not been contacted by anyone representing "High Mark Radio Company", nor their broadcast consultant, Lyle Robert Evans, and there is no plan to ever allow any tower for commercial radio broadcasting on our property, which is owned by Manitowoc County.

The University of Wisconsin - Manitowoc County Campus is the largest parcel of developed land in "High Mark's" assumed area of tower sites.

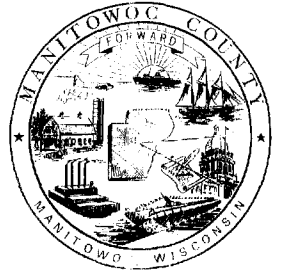
Sincerely,

Roland A. Baldwin
Campus Dean



**COUNTY OF MANITOWOC
OFFICE OF THE COUNTY ADMINISTRATOR**

Manitowoc County Courthouse
1010 South 8th Street, Room 308
Manitowoc, WI 54220
(414) 683-4375 Fax (414) 683-4499



May 16, 1996


To Whom It May Concern

I am the County Administrator for Manitowoc County, Wisconsin.

We have not been contacted by anyone representing "High Mark Radio Company" or from its consultant Lyle Robert Evans.

Manitowoc County owns a 33.96 acre parcel which is the home of the University of Wisconsin - Manitowoc Campus. Manitowoc County would frown on a tower development in our serene, park setting of our University Campus . . . and we have no intention to sell off any part of the Campus land, nor rent or lease any part of it for a radio station tower. We also own the Manitowoc County Airport, and believe a tower located there would conflict with our airport operations, a little more than three miles away.

Sincerely,


Bambridge E. Peterson
County Administrator


CERTIFICATE OF SERVICE

I, Charles Mills, hereby certify that on the 24th day of May, 1996, I served a copy of the foregoing "COUNTER-PROPOSAL AND COMMENTS IN AMENDING THE FM TABLE OF ASSIGNMENTS TO INCLUDE A FIRST FM SERVICE TO TWO RIVERS, WISCONSIN" by first class United States mail, postage prepaid, upon the following:

Konrad Herling
Federal Communications Commission
Mass Media Bureau
1919 "M" Street N.W.
Room #332
Washington, D.C. 20554

Lisa Scanlan
Federal Communications Commission
Mass Media Bureau
1919 "M" Street N.W.
Room #332
Washington, D.C. 20554

Lyle R. Evans d/b/a
High Mark Radio Company
1296 Marian Lane
Green Bay, WI 54304



Charles Mills